


<b>Application Number</b> 	<b>Application No.</b> 10/673,815	<b>Applicant(s)</b> BAIR ET AL.	

<b>TERMINAL DISCLAIMER</b>	<input checked="" type="checkbox"/> <b>APPROVED</b>	<input type="checkbox"/> <b>DISAPPROVED</b>
Document Code - DISQ  INTERNAL DOCUMENT – DO NOT MAIL	This patent is subject to a Terminal Disclaimer	

U.S. Patent and Trademark Office



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF : Kenneth Bair et al.  
FOR : **UPRIGHT VACUUM CLEANER  
WITH CYCLONIC AIRFLOW**  
SERIAL NO. : 10/673,815  
FILED : September 29, 2003  
EXAMINER: : Terrence R. Till  
ART UNIT : 1744  
CONFIRMATION NO. : 2219  
LAST OFFICE ACTION : April 15, 2004  
ATTORNEY DOCKET NO. : RYLZ 2.0535-3-3-2-1-1

Cleveland, Ohio  
July 15, 2004

Assistant Commissioner For Patents  
Washington, D.C. 20231

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION (37 C.F.R. 1.321(b))**

Identification Of Person(s) Making This Disclaimer

Name(s) of disclaimant(s) Jay F. Moldovanyi

Address: Fay, Sharpe, Fagan, Minnich & McKee  
1100 Superior Avenue  
Seventh Floor, Cleveland, Ohio 44114

represent that I am

☐ an inventor of this invention  
☐ an assignee of this invention  
☒ a representative authorized to sign on behalf of the assignee identified  
below.

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**Identity of Assignee and  
Title of Disclaimant (if applicable)**

The Assignees are:

Name of first Assignee

Address of Assignee

Royal Appliance Mfg. Co.

7005 Cochran Road

Glenwillow, Ohio 44139

Title of disclaimant authorized to sign on

behalf of Assignee Attorney for Applicant

**Recordal of Assignment in P.T.O.**

☒ the assignment was recorded on February 26, 1999, under Reel 9786,  
Frame 0985.  
☐ authorization for recordal of the assignment is separately attached

**Extent of Interest**

The extent of my (our) interest is in

☒ the whole of the invention  
☐ a sectional interest in this invention as follows (here state the exact  
interest of the disclaimant(s):

I state that the relevant evidentiary documents have been reviewed, and certify that  
to the best of my knowledge and belief, title is in the assignee taking this action.

**Disclaimer**

I hereby disclaim the terminal part of any patent granted on the above-identified  
application, which would extend beyond the expiration date of the full statutory term  
of:

☒ United States Patent Nos. 6,260,234; 6,353,963; 6,735,817  
☐ Any patent granted on application number \_\_\_\_\_.

and hereby agree that any patent so granted on the above-identified application shall  
be enforceable only for and during such period that the legal title to said patent shall  
be the same as the legal title to

☒ United States Patent Nos. 6,260,234; 6,353,963; 6,735,817  
☐ Any patent granted on application number \_\_\_\_\_.

this agreement to run with any patent granted on the above-identified application and  
to be binding upon the grantor, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

☒ United States Patent Nos. 6,260,234; 6,353,963; 6,735,817, as presently shortened by any terminal disclaimer  
☐ Any patent granted on application number \_\_\_\_\_.

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer except for the separation of legal title stated above.

#### Fee Status

(37 C.F.R. 1.20(d) and 37 C.F.R. 1.321)

☒ other than a small entity - fee \$ 110.00  
☐ small entity - fee \$ 55.00


#### Fee Payment

☒ Attached is a check in the amount of \$ 110.00

☒ Charge Deposit Account No. 06-0308 for any fee deficiency required by this paper.

☐ Charge Deposit Account No. \_\_\_\_\_ in the sum of \$ \_\_\_\_\_. A duplicate copy of this disclaimer is attached.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

  
Jay F. Moldovanyi  
Attorney for Applicant